

S-5354

Amend House File 2531, as amended, passed, and reprinted by the House, as follows:

1. Page 46, after line 5 by inserting:

<DIVISION

HEALTHCARE PROGRAMS AND APPROPRIATIONS

Section 1. Section 249J.7, Code 2009, is amended to read as follows:

249J.7 Expansion population provider network.

1. *a.* Expansion population members shall only be eligible to receive expansion population services through a provider included in the expansion population provider network. Except as otherwise provided in this chapter, the expansion population provider network shall be limited to a publicly owned acute care teaching hospital located in a county with a population over three hundred fifty thousand, the university of Iowa hospitals and clinics, ~~and the state hospitals for persons with mental illness designated pursuant to section 226.1 with the exception of the programs at such state hospitals for persons with mental illness that provide substance abuse treatment, serve geropsychiatric patients, or treat sexually violent predators~~ and a regional provider network utilizing the federally qualified health centers or federally qualified health center look-alikes in the state, to provide primary care to members.

b. (1) The department shall develop a plan to phase-in the regional provider network by determining the most highly underserved areas on a statewide and regional basis, and targeting these areas for prioritization in implementing the regional provider network. In developing the phase-in plan the department shall consult with the medical assistance projections and assessment council created in section 249J.20. Any plan developed shall be approved by the council prior to implementation. The phase-in of the regional provider network shall be implemented in a manner that ensures that program expenditures do not exceed budget neutrality limits and funded program capacity, and that ensures compliance with the eligibility maintenance of effort requirements of the federal American Recovery and Reinvestment Act of 2009.

(2) Payment shall only be made to designated participating primary care providers for eligible primary care services provided to a member.

(3) The department shall adopt rules pursuant to chapter 17A, in collaboration with the medical home advisory council established pursuant to section 135.159, specifying requirements for medical homes including certification, with which regional provider

1 network participating providers shall comply, as
2 appropriate.

3 (4) The department may also designate other private
4 providers and hospitals to participate in the regional
5 provider network, to provide primary and specialty
6 care, subject to the availability of funds.

7 (5) Notwithstanding any provision to the contrary,
8 the department shall develop a methodology to reimburse
9 regional provider network participating providers
10 designated under this subsection.

11 c. Tertiary care shall only be provided to eligible
12 expansion population members residing in any county
13 in the state at the university of Iowa hospitals and
14 clinics.

15 d. Until such time as the publicly owned acute
16 care teaching hospital located in a county with a
17 population over three hundred fifty thousand notifies
18 the department that such hospital has reached service
19 capacity, the hospital and the university of Iowa
20 hospitals and clinics shall remain the only expansion
21 population providers for the residents of such county.

22 2. Expansion population services provided to
23 expansion population members by ~~providers included in~~
24 ~~the expansion population provider network~~ the publicly
25 owned acute care teaching hospital located in a county
26 with a population over three hundred fifty thousand and
27 the university of Iowa hospitals and clinics shall be
28 payable at the full benefit recipient rates.

29 3. Providers included in the expansion population
30 provider network shall submit clean claims within
31 twenty days of the date of provision of an expansion
32 population service to an expansion population member.

33 4. Unless otherwise prohibited by law, a provider
34 under the expansion population provider network may
35 deny care to an individual who refuses to apply for
36 coverage under the expansion population.

37 5. Notwithstanding the provision of section
38 347.16, subsection 2, requiring the provision of free
39 care and treatment to the persons described in that
40 subsection, the publicly owned acute care teaching
41 hospital described in subsection 1 may require any sick
42 or injured person seeking care or treatment at that
43 hospital to be subject to financial participation,
44 including but not limited to copayments or premiums,
45 and may deny nonemergent care or treatment to any
46 person who refuses to be subject to such financial
47 participation.

48 6. The department shall utilize up to seven million
49 three hundred thousand dollars in certified public
50 expenditures at the university of Iowa hospitals

1 and clinics to maximize the availability of state
2 funding to provide necessary access to both primary
3 and specialty physician care to expansion population
4 members. The resulting savings to the state shall
5 be utilized to reimburse physician services provided
6 to expansion population members at the university of
7 Iowa hospitals and clinics and to reimburse providers
8 designated to participate in the regional provider
9 network for services provided to expansion population
10 members.

11 7. The department shall adopt rules to establish
12 clinical transfer and referral protocols to be used by
13 providers included in the expansion population provider
14 network.

15 Sec. _____. 2010 Iowa Acts, Senate File 2156, section
16 5, if enacted, is repealed.

17 Sec. _____. 2010 Iowa Acts, Senate File 2356, section
18 2, amending section 249J.7, if enacted, is repealed.

19 Sec. _____. 2010 Iowa Acts, House File 2526, section
20 11, subsection 13, if enacted, is amended to read as
21 follows:

22 13. The university of Iowa hospitals and clinics
23 shall either certify public expenditures or transfer to
24 the medical assistance appropriation an amount equal
25 to provide the nonfederal share for increased medical
26 assistance payments for inpatient hospital services of
27 \$7,500,000 up to \$9,900,000. The university of Iowa
28 hospitals and clinics shall receive and retain 100
29 percent of the total increase in medical assistance
30 payments.

31 Sec. _____. 2010 Iowa Acts, House File 2526, section
32 41, subsection 3, unnumbered paragraph 2, if enacted,
33 is amended to read as follows:

34 For salaries, support, maintenance, equipment, and
35 miscellaneous purposes for the provision of medical and
36 surgical treatment of indigent patients, for provision
37 of services to members of the expansion population
38 pursuant to chapter 249J, and for medical education:
39 \$ ~~12,000,000~~ 14,000,000

40 Sec. _____. 2010 Iowa Acts, House File 2526, section
41 41, subsection 6, if enacted, is amended to read as
42 follows:

43 ~~6. Contingent upon enactment of 2010 Iowa Acts,~~
44 ~~Senate File 2356, there is appropriated from the~~
45 ~~IowaCare account created in section 249J.24 to the~~
46 ~~department of human services for the fiscal year~~
47 ~~beginning July 1, 2010, and ending June 30, 2011, the~~
48 ~~following amount, or so much thereof as is necessary to~~
49 ~~be used for the purposes designated:~~

50 For payment to nonparticipating providers for

1 ~~covered services provided in accordance with section~~
2 ~~249J.24A:~~
3 \$ 2,000,000
4 Sec. _____. HOSPITAL HEALTH CARE ACCESS TRUST FUND
5 — APPROPRIATIONS. There is appropriated from the
6 hospital health care access trust fund created in
7 section 249M.4, if enacted by 2010 Iowa Acts, Senate
8 File 2388, to the department of human services for the
9 fiscal year beginning July 1, 2010, and ending June 30,
10 2011, the following amounts, or so much thereof as is
11 necessary, for the purposes designated:
12 1. For the medical assistance program:
13 \$ 39,406,000
14 Of the funds appropriated in this subsection,
15 \$20,542,883 shall be used for reimbursement of
16 hospitals under the medical assistance program in
17 accordance with section 249M.4, if enacted by 2010 Iowa
18 Acts, Senate File 2388.
19 2. For deposit in the nonparticipating provider
20 reimbursement fund created in section 249J.24A for the
21 purposes of the fund:
22 \$ 594,000
23 Sec. _____. NONPARTICIPATING PROVIDER REIMBURSEMENT
24 FUND — APPROPRIATION. Contingent upon enactment of
25 2010 Iowa Acts, Senate File 2388, there is appropriated
26 from the nonparticipating provider reimbursement
27 fund created in section 249J.24A to the department of
28 human services for the fiscal year beginning July 1,
29 2010, and ending June 30, 2011, the following amount,
30 or so much thereof as is necessary, for the purposes
31 designated:
32 To reimburse nonparticipating providers in
33 accordance with section 249J.24A:
34 \$ 2,000,000
35 Sec. _____. MEDICAL ASSISTANCE PROGRAM —
36 APPROPRIATION REDUCTION. The appropriation from the
37 general fund of the state to the department of human
38 services for the medical assistance program for the
39 fiscal year beginning July 1, 2010, and ending June 30,
40 2011, as specified in 2010 Iowa Acts, House File 2526,
41 section 11, if enacted, is reduced by \$18,863,117.>
42 2. By renumbering as necessary.

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